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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/081,560 | 02/20/2002 | Michael Ely | ASPTP001 |

28436
 CARY & KELLY, LLP
 1875 CHARLESTON ROAD
 MOUNTAIN VIEW, CA 94043

CONFIRMATION NO. 1990

FORMALITIES LETTER



OC000000007681348

Date Mailed: 03/20/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

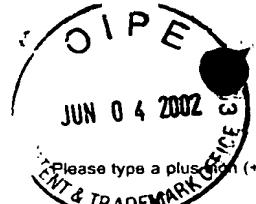
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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PTO/SB/21 (08-00)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | | | |
|--|--|------------------------|--------------|
| | | Application Number | 10/081,560 |
| | | Filing Date | Feb 20, 2002 |
| | | First Named Inventor | Michael Ely |
| | | Group Art Unit | 2161 |
| | | Examiner Name | N/A |
| Total Number of Pages in This Submission | | Attorney Docket Number | ASPTP001 |

ENCLOSURES (check all that apply)

| | | |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers # (for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment / Reply | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition # | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | 1-One check of \$130.00 |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | 2- Executed Declaration and Power of Attorney 6 pages (2 sets @ 3pages/per) |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input checked="" type="checkbox"/> Return Receipt Postcard | |
| <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application | | |
| <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|-------------------------------|-------------------|----------------|--|
| Firm or Individual name | CARY & KELLY, LLP | | |
| Signature | Charles C. Cary | Reg. #: 36,764 | |
| Date | May 14, 2002 | | |

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: May 14, 2002

| | | | |
|-----------------------|-------------|------|--------------|
| Typed or printed name | Susan W. Xu | | |
| Signature | | Date | May 14, 2002 |

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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

| | | |
|-------------------------|------|-----|
| TOTAL AMOUNT OF PAYMENT | (\$) | 130 |
|-------------------------|------|-----|

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

50-1338

Deposit
Account
Name

CARY & KELLY, LLP

Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

Applicant claims small entity status.
See 37 CFR 1.27

2. Payment Enclosed:

Check Credit card Money
Order Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------------|----------------------------------|------------------------|----------|
| 101 740 | 201 370 | Utility filing fee | \$0 |
| 106 330 | 206 165 | Design filing fee | \$0 |
| 107 510 | 207 255 | Plant filing fee | |
| 108 740 | 208 370 | Reissue filing fee | |
| 114 160 | 214 80 | Provisional filing fee | |
| SUBTOTAL (1) (\$) | | | 0 |

2. EXTRA CLAIM FEES

Total Claims
Independent
Claims
Multiple Dependent

| | | |
|--------------|-------------------|----------|
| Extra Claims | Fee from below | Fee Paid |
| -20 = -20 | x \$18 | = \$0 |
| -3 = -3 | x \$84 | = \$0 |
| | | = \$0 |

Large Entity Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description |
|--------------------------|------------------|---|
| 103 18 | 203 9 | Claims in excess of 20 |
| 102 84 | 202 42 | Independent claims in excess of 3 |
| 104 280 | 204 140 | Multiple dependent claim, if not paid |
| 109 84 | 209 42 | ** Reissue independent claims over original patent |
| 110 18 | 210 9 | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$) | | |

*or number previously paid, if greater: For Reissues, see above

SUBMITTED BY

Name (Print/Type):

Charles C. Cary

Signature

Registration No.
Attorney/Agent

36.764

Complete (if applicable)

Telephone (650) 316-4011

Date May 14, 2002

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